

5 Michael D. Saunders (CA No. 259692)
SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP
6 525 University Avenue, Suite 1100
Palo Alto, CA 94301
7 Telephone: (650) 470-4500
Facsimile: (650) 470-4570
8 michael.saunders@skadden.com

9 *Attorneys for Defendant*
10 *ZIILABS INC., LTD.*
f/k/a 3D LABS INC. LTD.

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION**

14 FUZZYSHARP TECHNOLOGIES
15 INCORPORATED,
16 Plaintiff,
17 v.
18 3D LABS INC. LTD.,
19 Defendant.

Case No. 4:07-cv-05948-SBA

SECOND STIPULATION AND ORDER TO EXTEND DEADLINE TO RE-OPEN CASE PENDING FINAL SETTLEMENT AGREEMENT

1 WHEREAS, on May 8, 2012, the parties filed a Stipulated Conditional Dismissal and
2 Proposed Order, reflecting that “that an agreement in principle has been reached, and will be put
3 into written form within thirty (30) days” (Dkt. No. 118);

4 WHEREAS, on May 10, 2012, pursuant to a stipulation of the parties, this Court entered an
5 order conditionally dismissing this action (Dkt. No. 119);

6 WHEREAS said order further provided that, within 30 days of the date of that order, “either
7 FST or ZiiLabs may request the Court to reopen the case as to FST and ZiiLabs” and that “[a]fter
8 the expiration of the aforementioned thirty (30) day period, if neither FST or ZiiLabs has submitted
9 a request to reopen to the Court, then this case shall be dismissed with Prejudice”;

10 WHEREAS on June 11, 2012, the parties filed a first stipulation to extend the deadline to
11 reopen the case by thirty (30) days;

12 WHEREAS counsel for the respective parties have diligently worked towards putting
13 together a final written settlement agreement, but have been unable to finalize such final written
14 settlement agreement as of this time;

15 WHEREAS counsel for the parties believe that they will be able to finalize such final
16 written settlement agreement with an additional thirty (30) days;

17 Plaintiff FUZZYSHARP TECHNOLOGIES INCORPORATED, and Defendant ZIILABS
18 INC., LTD. f/k/a 3D LABS INC. LTD, by their respective counsel of record, hereby stipulate to
19 and request that the Court extend the period to reopen the case by an additional thirty (30) days.
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1 Respectfully submitted,

2 Dated: July 11, 2012

3 FINK & JOHNSON

4
5 By: /s/ David Fink
6 David Fink
7 Fink & Johnson
8 7519 Apache Plume
9 Houston, TX 77071
10 713-729-4991

11 Attorneys for Plaintiff
12 FUZZYSHARP TECHNOLOGIES
13 INCORPORATED

14 SKADDEN, ARPS, SLATE, MEAGHER
15 & FLOM, LLP

16 By: /s/ Michael D. Saunders
17 MICHAEL D. SAUNDERS

18 Attorneys for Defendant
19 ZIILABS INC., LTD.
20 f/k/a 3D LABS INC. LTD.


21 **FILER'S ATTESTATION: PURSUANT TO GENERAL ORDER NO. 45**

22 Pursuant to General Order no. 45, Section X(B), Michael D. Saunders hereby attests that
23 concurrence in the filing of this document has been obtained.

24 /s/ Michael D. Saunders

25
26 PURSUANT TO THE FOREGOING STIPULATION
27 IT IS SO ORDERED:

28 Dated: _7/12/12

29 
30 HON. SAUNDRA BROWN ARMSTRONG
31 UNITED STATES DISTRICT JUDGE
32 NORTHERN DISTRICT OF CALIFORNIA